

TIMOTHY Huggins, T-61979  
P.O. BOX 5244

CORCORAN, CA 93212  
IN PROPRIA PERSONA

UNITED STATES district Court For  
The Northern district of California

CV 08

1578 c. 1983

Timothy Huggins,

civil right **SBA**

Plaintiff,

complaint,

with a **(PR)**

KATHY Prosper, warden,

M. MULLIN, A. WARDEN

A.D.A.C. - G. reinse

MR. Pomazalos, M.O.

Defendants.

JURY  
DEMAND.

### INTRODUCTION

THIS is a 42 U.S.C. 1983 civil

RIGHTS complaint, with a

JURY demand. Plaintiff is

CURRENTLY incarcerated, at

CORCORAN State Prison II (SAP)

P.O. BOX 5244 Corcoran, CA 93212

Plaintiff WAS in the custody of

CDCR at C.C.C. P.O. BOX 2400

GYM 142 LOW. Susanville, CA.

96127 State Prison at the time  
of the injuries stated herein.

JURISDICTION

THIS COURT HAS JURISDICTION  
UNDER U.S.C. 3333 and 3334.(e)

## [ STATEMENT OF FACT'S ]

ON OR about 12-18-07 during  
THE evening Program hour's  
Plaintiff went to take a  
SHOWER, in the C.C.C.

SIERRA Yard gym Level II  
FAC - Shower Area, at that  
TIME Plaintiff slipped and  
FELL on his back, and left  
SIDE and left arm, and  
LOWER tail bone. Plaintiff,  
WAS down another inmate  
HELPED get Plaintiff up,  
THEN Plaintiff while in pain  
WALKED to the gym officers  
STATION and reported the  
ABOVE statement to STAFF,  
AND at that time Plaintiff WAS  
TOLD to let the medical STAFF  
KNOW during Pill CALL, so  
PLAINTIFF did Just that at  
THAT time Plaintiff WAS check  
OUT BY RN. Ms. Harrington  
TO BE Placed on emergency sick call.

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waiting list for the next morning.

1 DEFENDANT Kathy Prosper knowingly  
2 AND intentionally, denied and  
3 DEPRIVED Plaintiff of his  
4 FEDERALLY protected rights under  
5 THE color of state LAW in bad  
6 Faith and she is being sued  
7 in her official, and individual  
8 CAPACITIES, DEFENDANT M. Mullin  
9 KNOWINGLY and intentionally  
10 DENIED and deprived  
11 PLAINTIFF of his federally  
12 PROTECTED civil rights under  
13 THE color of STATE LAW in  
14 BAD faith and is being sued  
15 in the individual and official  
16 CAPACITIES. defendant, G. reinzel  
17 DENIED and deprived Plaintiff  
18 OF his federally protected  
19 RIGHTS under the color of state  
20 LAW in bad faith and is being sued  
21 in official and individual capacities.  
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1 SN.P. WRINGLEY MADE THE  
2 PLAINTIFF (A.D.A) DPN, AND  
3 DR. S. WONG, SEEN THE MIS-  
4 DIAGNOSE THAT WAS MADE  
5 AND CORRECTED ALL CHRONO'S TO  
6 DPM.  
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11 PLAINTIFF HAS ALL MEDICAL  
12 DOCUMENTATION OR CENTRAL FILE  
13 INFORMATION TO PROVE THESE TRUE  
14 ALLEGATION'S.  
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18 THIS, I DECLARE UNDER THE  
19 PENALTY OF PERJURY THAT THE  
20 FOREGOING IS TRUE AND CORRECT.  
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24 DATED: 03-13-08

RESPECTFULLY  
SUBMITTED:

\* Huggins Timothy T-61979

\* Huggins Timothy T-61979

1 DEFENDANT Pomazalos chief  
2 medical officer knowingly  
3 AND intentionally in bad  
4 Faith, denied and deprived  
5 Plaintiff of his federally  
6 PROTECTED rights under the  
7 COLOR OF STATE LAW. IN bad  
8 FAITH He is being sued in  
9 His individual and official  
10 CAPACITIES.  
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1 CORRECTIONAL STAFF at C.C.C.  
2 SUSANVILLE knowingly gave  
3 FALSE information to Plaintiff  
4 AND said that Plaintiff was  
5 BEING transferred to Vacaville  
6 MEDICAL Prison, for the injury  
7 BUT transferred Plaintiff  
8 TO CORCORAN STATE Prison, SATF  
9 (SAP) program wrongfully  
10 WHERE Plaintiff is subjected  
11 To on going "false alarms"  
12 CAUSING humiliation, worry,  
13 uncertainty, etc.  
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MEMORANDUM and Points and  
Authorities

ESTELLE V. GAMBLE

429 U.S. 97 SOLED 2d

251, 97 S Ct 285

14TH AMENDMENT,

8TH AMENDMENT,

<sup>CD CR</sup> TITLE 15, Section <sup>#</sup> 3369.1

3375.1 3375.3 3377

U.S. CITIZEN Complaint,

832.5 Penal Code, CA

(DAMAGES)

1  
2 PLAINTIFF seeks DAMAGES)  
3 in the amount of 5 million  
4 DOLLARS, for physical injury,  
5 NEGLIGENCE OF **C.D.C.R.** No  
6 SAFETY failings, Humiliation,  
7 Embarrassment, Nervousness,  
8 Emotional distress,  
9 MENTAL stress, worry,  
10 SHOCK, anxiety, family  
11 HARDSHIP,  
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( PRAYER for relief )

PLAINTIFF is without remedy  
SAVE this 42 U.S.C, 1983 Civil  
RIGHTS complaint, with a  
JURY demand. Plaintiff  
REQUESTS that the court  
GRANT the complaint, and  
THE relief requested.

Dated: 03-13-08

Respectfully  
Submitted  
Huggins Timothy D. T. 61979  
Huggins Timothy D. T. 61979

//

**Proof Of Service By Mail**

I, Timothy Huggins, declare:

I am at least 18 years of age, incarcerated, and a party to the action in the attached documents.

On x 03-12, 2008 pursuant to the institutional rules for legal mail, I delivered to the prison officials of California Substance Abuse Treatment Facility and State Prison (CSATF/SP) the attached and below listed documents for mailing in the United States Mail:

1. U. S. C. 421983 civil rights
2. Complaint. With a JURY
3. DEMAND.
4. \_\_\_\_\_

The above documents were placed in sealed envelope(s), postage fully prepaid, sent from CSATF/SP, \_\_\_\_\_, P. O. Box 5248, Corcoran, CA 93212-5248, and addressed to:

U. S. district court for the  
Northern district of California  
U. S. Courthouse  
450 Golden Gate Avenue  
San Francisco, CA 94102-3483

I hereby verify that the foregoing is true and correct to the best of my knowledge and belief.

Executed this day of 03-12, 2008, at California Substance Abuse Treatment Facility and State Prison, Corcoran, Kings County, California.

\*HUGGINS TIMOTHY, T-61979  
\* Timothy Huggins, T-61979  
CDC #  
Declarant In Pro Se

TIMOTHY HOGGINS, T-61979  
P.O. Box 5244 AI-B-140L  
CORCORN, CA 93212

RECEIVED

MAR 19 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

*[Handwritten signature]*



UNITED STATES POSTAGE  
02 14  
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TO: U.S. DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF CALIFORNIA  
U.S. COURTHOUSE  
450 GOLDEN GATE AVENUE  
SAN FRANCISCO, CA 94102-3483